IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2064 OF 2007

Mangaldas Vitthal Bandal ..Applicant

V/s.

The State of Maharashtra ..Respondent

Mr.Sandesh D. Patil, advocate for the applicant
Mr.K.V.Saste, APP for the State

CORAM : V.C.DAGA, J.

DATE : 11TH JULY, 2007

P.C.

1. Heard learned counsel for the applicant and learned APP for the State.

2. Perused application.

3. The applicant is seeking anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with C.R.No.91 of 2007 of Shikrapur police station for the offence punishable under Sections 387, 447, 506, 509, 143 and 511 of the

Indian Penal Code. It appears that on 6th June, 2007 the learned Ad-hoc Additional Sessions Judge, Pune had granted anticipatory bail in favour of the applicant with two sureties in the like amount on the terms and conditions that the applicant shall not tamper with the prosecution evidence. He was directed to attend Shikrapur police station on every Friday till further orders and make himself available for interrogation.

4. Now when the matter was heard I.O. pointed out that the applicant did not attend police station on 8th June, 2007 and 15th June, 2007. It was also pointed out that the applicant tried to pressurise the complainant and witnesses and did not obey interim order passed by this Court. The application was rejected by the order dated 22nd June, 2007. The applicant has now invoked jurisdiction of this Court for grant of anticipatory bail. There is no material placed on record to show that witnesses were sought to be

pressurised so far as their absence is concerned. However, considering nature of the offence he submits that one more opportunity may be granted to him.

5. In the above view of the matter, bail is granted to the applicant subject to following conditions.

(a) Pre-arrest bail is granted to the applicant in C.R.No.91 of 2007 on executing P.R.Bond in the sum of Rs.1,00,000/- with one or two sureties in the like amount.

(b) The applicant shall attend Shikrapur police station every day between 12.00 noon to 3.00 p.m. till further orders and make himself available for interrogation.

(c) The applicant shall not tamper with the prosecution evidence and shall not pressurise the complainant and witnesses.

(d) The applicant shall not leave District without prior permission of the Court.

(e) This order shall remain in force till chargesheet is filed. After filing of the chargesheet this order will come to an end.

(f) The applicant shall move for regular bail before regular Court.

(g) The application accordingly, stands disposed of in terms of this order.

(V.C.DAGA, J.)